IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

MONDAY, THE 22ND OCTOBER 2007 / 30TH ASWINA 1929

Crl.Rev.Pet.No. 621 of 2000 C

CRA.6/1997 OF II ADDL. SESSIONS COURT, PALAKKAD
ST.501/1995 OF JUDICIAL MAGISTRATE IST CLASS, MANNARKKAD.

REVN. PETITIONER/APPELLANT/ACCUSED

MANI, S/O. K.M. CHANDY,
RESIDING AT KIZHAKKAYIL HOUSE,
AMBAZHAKKAD, THRIKKALLOOR,
PALAKKAD.

BY ADV. SRI.N.K.KARNIS
SRI.SAJI VARGHESE KAKKATTUMATTATHIL

RESPONDENTS/RESPONDENTS/ COMPLAINANT AND STATE

1. **ABOOBACKER, S/O. PAROKKOTTU KUTTAPPA,**
   EDATHANATTUKARA AMSOM, DESOM,
   MANNARKKAD TALUK.

2. **STATE OF KERALA,**
   REP. BY THE PUBLIC PROSECUTOR,
   HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SRI. C.K.SURESH

THIS CRIMINAL REVISION PETITION HAVING BEEN FINALLY HEARD ON 22/10/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

ORDER ON CMP NO. 3470/2000 IN CRL.RP NO. 621/2000 C.

DISMISSED

22/10/2007. **SD/- K.R.UDAYABHANU, JUDGE.**

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K.R. UDAYABHANU, J.

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CRL.R.P.NO. 621 OF 2000

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DATED THIS THE 22nd October 2007

ORDER

The revision petitioner is the accused in S.T.No.501/1995 in the file of the Judicial first Class Magistrate Court, Mannarkad with respect to the offence under Section 138 of the Negotiable Instruments Act, who stands convicted and sentenced to undergo simple imprisonment for three months and to pay a fine of R.5000/- and in default to undergo simple imprisonment for two months.

2. Counsel for the revision petitioner has only sought for modification of sentence.

In the circumstances, the conviction is confirmed. The sentenced is modified to undergo imprisonment till the rising of the court and to pay a compensation of Rs.50,000/- (Rupees fifty thousand only) to the complainant and in default to undergo

simple imprisonment for three months. The revision petitioner is granted two months time from today onwards to pay the amount of compensation. He shall appear before the Judicial Magistrate of First Class, Mannarkkad on 22-12-2007 to receive sentence. The criminal revision petition is disposed of accordingly.

K.R.UDAYABHANU, JUDGE

ks.

K.R.UDAYABHANU, J

CRL.R.P. NO. 621 of 2000

ORDER

22-10-2007